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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/831,432	07/30/2001	Rita Koester	H-3540-PCT/U	4209
23657	7590	03/17/2009	EXAMINER	
FOX ROTHSCHILD LLP 2000 MARKET STREET PHILADELPHIA, PA 19103			OGDEN JR, NECHOLUS	
			ART UNIT	PAPER NUMBER
			1796	
			MAIL DATE	DELIVERY MODE
			03/17/2009	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09831432	7/30/01	KOESTER ET AL.	H-3540-PCT/U

EXAMINER

FOX ROTHSCHILD LLP  
2000 MARKET STREET  
PHILADELPHIA, PA 19103

Necholus Ogden, Jr.

ART UNIT	PAPER
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1796 20090314

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

- 1.
2. Applicant's request filed on January 2, 2009 for suspension of action in this application under 37 CFR 1.103(a), is denied as being improper. Action cannot be suspended in an application awaiting a reply by the applicant. See MPEP § 709.
- 3.
4. The reply filed on January 2, 2009 is not fully responsive to the prior Office Action because: Applicant has failed to submit a complete response to the office action mailed July 1, 2008. Since the period for reply set forth in the prior Office action has expired, this application will become abandoned unless applicant corrects the deficiency and obtains an extension of time under 37 CFR 1.136(a).

The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. In no case may an applicant reply outside the SIX (6) MONTH statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for reply set forth in an Office action. A fully responsive reply must be timely filed to avoid abandonment of this application.

no

/Necholus Ogden, Jr./  
Primary Examiner  
Art Unit: 1796